



FLOOR AMENDMENT NO.

Schatzline
BY: *Spiller*

1 Amend H.B. No. 4 (house committee printing) as follows:

2 (1) On page 1, line 18, between "state" and "from", insert
3 "directly".

4 (2) On page 2, strike lines 17-20 and substitute the
5 following:

6 (e) Notwithstanding any other law, a peace officer who is
7 charging a person detained for a violation of this section with
8 committing an offense under this section may, in lieu of arresting
9 the person or taking the person before a magistrate, remove the
10 person by:

11 (1) collecting available identifying information of the
12 person, which may include the use of photographic and biometric
13 measures that are cross-referenced with all relevant local, state,
14 and federal criminal databases;

15 (3) Strike page 3, line 27, through page 4, line 3, and
16 substitute the following:

17 (d) Notwithstanding any other law, a peace officer who is
18 charging a person detained for a violation of this section with
19 committing an offense under this section may, in lieu of arresting
20 the person or taking the person before a magistrate, remove the
21 person by:

22 (1) collecting available identifying information of the
23 person, which may include the use of photographic and biometric
24 measures that are cross-referenced with all relevant local, state,
25 and federal criminal databases;

26 (4) On page 5, strike lines 5-15 and substitute the
27 following:

28 from a cause of action resulting from an action taken by the
29 official, employee, or contractor to enforce Chapter 51, Penal

1 Code, during the course and scope of the official's, employee's,
2 or contractor's office, employment, or contractual performance for
3 or service on behalf of the local government.

4 (b) Indemnification payments made under Subsection (a) by a
5 local government may not exceed:

6 (1) \$100,000 to any one person or \$300,000 for any
7 single occurrence in the case of personal injury or death; or

8 (2) \$10,000 for a single occurrence of property damage.

9 (5) On page 5, between lines 23 and 24, insert the following:

10 (d) This section may not be construed to waive any statutory
11 limits on damages under state law.

12 (6) On page 6, strike lines 4-14 and substitute the
13 following:

14 from an action taken by the official, employee, or contractor to
15 enforce Chapter 51, Penal Code, during the course and scope of the
16 official's, employee's, or contractor's office, employment, or
17 contractual performance for or service on behalf of the state.

18 (b) Notwithstanding any other law, indemnification under
19 Subsection (a) is not subject to any indemnification limits under
20 state law.

21 (7) On page 6, between lines 26 and 27, insert the following:

22 (e) This section may not be construed to waive any statutory
23 limits on damages under state law.